

## BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

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## FACSIMILE COVER SHEET

Deliver to: Chen, Te Y., USPTOArt Group: 2161Facsimile No.: (571) 273-8300Date: April 17, 2006From: Brent E. Vecchia, Reg. No. 48,011Our Docket No.: 42390P11146Number of pages 13; including this sheet.Application No.: 09/895,431Filing Date: 6/29/2001Docket Due Date(s): 4/17/2006

Enclosed are the following documents:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>9</u> pgs)     | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief ( <u>  </u> pgs)                             | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Application: _____<br><u>(  </u> pgs) w/cover & abstract) | <input type="checkbox"/> Petition for: _____                                      |
| <input type="checkbox"/> Assignment & Cover Sheet ( <u>  </u> pgs)                 | <input type="checkbox"/> Request for Continued Examination (RCE)                  |
| <input checked="" type="checkbox"/> Certificate of Eacsimile _____                 | <input type="checkbox"/> Reply Brief ( <u>  </u> pgs)                             |
| <input type="checkbox"/> Continued Prosecution Application (CPA)                   | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Declaration & POA ( <u>  </u> pgs)                        | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Drawings: <u>  </u> sheets, <u>  </u> figures             | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: _____                                  | <input type="checkbox"/> Response to Written Opinion ( <u>  </u> pgs)             |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)                 | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> IDS & PTO/SB/08 ( <u>  </u> pgs)                          | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> Other _____   | <input checked="" type="checkbox"/> Transmittal Letter                            |

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*Pat Sullivan* 4/17/2006  
Pat Sullivan Date

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APR 17 2006

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	09/895,431
		Filing Date	June 29, 2001
		First Named Inventor	Richard Qian
		Art Unit	2161
		Examiner Name	Chen, Te Y.
Total Number of Pages in This Submission	13	Attorney Docket Number	42390P11146

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):  <div style="border: 1px solid black; padding: 5px;">Facsimile Transmittal Sheet</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Brent E. Vecchia, Reg. No. 48,011 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	April 17, 2006

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I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Pat Sullivan		
Signature	Date April 17, 2006		

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 11/30/2000.  
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<b>FEE TRANSMITTAL for FY 2005</b>		Complete if Known	
Patent fees are subject to annual revision.		Application Number	09/895,431
		Filing Date	June 29, 2001
		First Named Inventor	Richard Qian
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Examiner Name	Chen, Te Y.
TOTAL AMOUNT OF PAYMENT		(\$)	0.00
		Art Unit	2161
		Attorney Docket No.	42390P11146

**METHOD OF PAYMENT (check all that apply)**

- Check  Credit card  Money Order  None  Other (please identify): \_\_\_\_\_  
 Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayment of fee(s)  Credit any overpayments  
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

**FEE CALCULATION**

**1. EXTRA CLAIM FEES**

Total Claims	18	- 30*	= 0	Extra Claims	x	Fee from below	=	Fee Paid
Independent Claims	2	- 5*	= 0		x	50.00	=	\$0.00
Multiple Dependent					x	200.00	=	\$0.00

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	80	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	360	2203	180	Multiple Dependent claim, if not paid
1204	780	2204	395	"Reissue independent claims over original patent
1205	200	2205	150	"Reissue claims in excess of 20 and over original patent
SUBTOTAL (1)		Fee Code	Fee (\$)	0.00

\*or number previously paid, if greater. For Reissues, see below

**2. ADDITIONAL FEES**

Large Entity      Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	65	Surcharge - late filing fee or cash
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2063	130	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	785	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	600	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1450	130	2460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
1809	780	1809	385	Filing a submission after final rejection (37 CFR § 1.129(b))
1810	780	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))
Other fee (specify)		SUBTOTAL (2)		(\$)

Fee Paid

**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Brent E. Vecchia	Registration No. (Attorney/Agent)	48,011	Telephone	(303) 740-1980
Signature				Date	04/17/06

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 12/15/2004.  
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FEE TRANSMITTAL  
for FY 2005

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete if Known

Application Number	09/895,431
Filing Date	June 29, 2001
First Named Inventor	Richard Qian
Examiner Name	Chen, Te Y.
Art Unit	2161
Attorney Docket No.	42390P11146

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Nonc  Other (please identify): \_\_\_\_\_ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- |  |   |
|--|---|
| <input type="checkbox"/> Charge fee(s) indicated below                                     | <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee |
| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) | <input checked="" type="checkbox"/> Credit any overpayments                       |
| under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.   |   |

## FEE CALCULATION

## 1. EXTRA CLAIM FEES

Total Claims	16	- 30*	=	0	x	Fee from below	=	Fee Paid
Independent Claims	2	- 5*	=	0	x	200.00	=	\$0.00
Multiple Dependent								

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	300	2203	100	Multiple Dependent claim, if not paid
1204	700	2204	385	"Reseue independent claims over original patent
1205	300	2205	100	"Reseue claims in excess of 20 and over original patent
SUBTOTAL (1)			(\$)	0.00

\*Or number previously paid, if greater. For Reseues, see below

## 2. ADDITIONAL FEES

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	65	Surcharge - late filing fee or cash
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to Institute a public use proceeding
1460	130	2480	130	Petitions to the Commissioner
1807	50	1807	60	Processing fee under 37 CFR 1.17(d)
1805	160	1806	160	Submission of Information Disclosure Stmt
1809	790	1808	385	Filing a submission after final rejection (37 CFR § 1.129(b))
1610	790	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))
Other fee (specify)				
SUBTOTAL (2)			(\$)	

## Fee Paid

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Brent E. Vecchia	Registration No. (Attorney/Agent)	48,011	Telephone	(303) 740-1980
Signature	Brent E. Vecchia			Date	04/17/06

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 12/15/2004.  
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Our Docket No: 42P11146

**APR 17 2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Richard Qian	)	Examiner: Chen, Te Y.
	)	
Serial No: 09/895,431	)	Art Unit: 2161
	)	
Filed: June 29, 2001	)	
	)	
For: Creating and Managing Portable User	)	
Preferences for Personalization Media	)	
Consumption From Device to Device	)	
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**RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed 01/17/2006, the Applicants respectfully request that the Examiner enter the following amendments and consider the following remarks.

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April 17, 2006

Date of Transmission

Pat Sullivan

Name of Person Transmitting Correspondence

Pat Sullivan  
Signature

4/17/06  
Date